

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

Harriet Menezes
Plaintiff,

v.

Association of Flight Attendants, CWA,
AFL, CIO, and Karen Scopa, individually
and as President of Association of Flight
Attendants Boston, Sue Cook individually
and as representative Secretary Association
of Flight Attendant Boston and Steve
Fontakis, individually and as Manager at
United Airlines, and Paula DiMartino as
Administrative Supervisor at United
Airlines,
Defendants.

C.A. No. 04-10365 JLT

**MOTION TO EXTEND TIME TO FILE OPPOSITION TO MENEZES' MOTION
TO REOPEN CASE**

Defendant Paula DiMartino¹ ("DiMartino") hereby moves this Court to extend her time for opposing Plaintiff's Motion to Reopen Case from January 23, 2006 to February 2, 2006. In support of her motion, DiMartino states as follows:

1. In or about November 2004, Plaintiff Harriet Menezes ("Menezes") and DiMartino executed a Confidential Settlement Agreement, Release and Waiver ("Settlement Agreement") and Stipulation of Dismissal in this litigation dismissing with prejudice all of Menezes' claims.

2. On January 13, 2006, Menezes filed her Motion to Reopen Case alleging, among other things, that she was induced into signing the Settlement Agreement by

¹ Menezes also names Steve Fontakis, a supervisory employee at United Airlines, as a defendant in her original complaint. Fontakis was never served in this action.

fraudulent and misleading representations made by opposing counsel during settlement negotiations. An opposition to Menezes' motion is currently due by January 23, 2006.

3. Brigitte M. Duffy, lead counsel for DiMartino, is on trial during the week of January 16, 2006 and DiMartino requires additional time to adequately respond to and oppose Menezes' motion.

WHEREFORE, DiMartino respectfully requests this Court allow this motion for a ten (10) day extension of time to February 2, 2006 in which to oppose Menezes' motion.

Respectfully submitted,

PAULA DIMARTINO AND STEVE FONTAKIS

By their attorneys,

/s/ Yvette Politis

Brigitte M. Duffy (BBO # 565724)

Yvette Politis (BBO # 644986)

SEYFARTH SHAW LLP

World Trade Center East

Two Seaport Lane, Suite 300

Boston, MA 02110

(617) 946-4800

January 18, 2006

Certificate of Compliance with Local Rule 7.1

I, Yvette Politis, hereby certify that on January 17, 2006, I conferred with Menezes in an effort to narrow the issues in dispute before filing this motion with this Court by requesting that she assent to this extension of time. Plaintiff advised me that she would not agree to the requested extension. On January 18, 2006, I also conferred with Mary Sullivan, counsel for the Union defendants, who agreed to the extension.

/s/ Yvette Politis

Yvette Politis

Certificate of Service

I, Yvette Politis, hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non registered participants on January 18, 2006.

/s/ Yvette Politis
Yvette Politis